

_____Published in The Wichita Eagle, **November 5, 2004**

ORDINANCE NO. 46-383

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **IMPROVING RED FOX, SILVER HOLLOW & SILVER HOLLOW COURT, TO SERVE FOX RIDGE ADDITION, (PROJECT NO. 490-925/472-83786)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas:

IMPROVING RED FOX, SILVER HOLLOW & SILVER HOLLOW COURT, TO SERVE FOX RIDGE ADDITION, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$207,590.00** and that **\$207,590.00** be assessed against the improvement district and **\$0.00** be paid by the City at large, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-03-301**, adopted **June 10, 2003**, and published **June 13, 2003**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
LOT 77	6,580.60
BLOCK 4	
FOX RIDGE ADD.	
LOT 78	6,580.60
BLOCK 4	
FOX RIDGE ADD.	
LOT 79	6,580.60
BLOCK 4	
FOX RIDGE ADD.	

LOT 80 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 81 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 82 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 83 BLOCK 4 FOX RIDGE ADD.	2,117.42
LOT 84 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 85 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 86 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 87 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 88 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 89 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 90 BLOCK 4 FOX RIDGE ADD.	2,138.18

LOT 91 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 92 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 93 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 94 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 95 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 96 BLOCK 4 FOX RIDGE ADD.	2,138.18
LOT 99 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 100 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 101 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 102 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 103 BLOCK 4 FOX RIDGE ADD.	6,580.60
LOT 104 BLOCK 4	6,580.60

FOX RIDGE ADD.	
LOT 105	6,580.60
BLOCK 4	
FOX RIDGE ADD.	
LOT 106	6,580.60
BLOCK 4	
FOX RIDGE ADD.	
LOT 1	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 2	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 3	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 4	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 5	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 6	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 7	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 8	6,580.60
BLOCK 5	
FOX RIDGE ADD.	
LOT 9	6,580.60
BLOCK 5	
FOX RIDGE ADD.	

LOT 10 BLOCK 5 FOX RIDGE ADD.	6,580.60
LOT 11 BLOCK 5 FOX RIDGE ADD.	6,580.64
LOT 97 & BEG NLY MOST COR LOT 98 TH SELY ALG NELY LI 87.63 FT TH NW 89.89 FT TO NWLY LI TH NELY 20FT TO BEG BLOCK 4 FOX RIDGE ADDITION	6,891.17
LOT 98 EXC BEG NLY MOST COR TH SELY ALG NELY LI 87.63 FT TH NW 89.89 FT TO NWLY LI TH NELY 20 FT TO BEG BLOCK 4 FOX RIDGE ADDITION	6,270.03

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **December 6, 2004**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad

valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2005**.

SECTION 5. This ordinance shall take effect and be in force as of and on **November 5, 2004** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **November 2, 2004**.

Carlos Mayans, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law